



PATENT  
ATTORNEY DOCKET NO. 50010/017003

Certificate of Mailing: Date of Deposit: September 28, 2001

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Susan M. Barry

Printed name of person mailing correspondence

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Douglas A. Treco et al.	Art Unit:	1636
Serial No.:	09/845,020	Examiner:	Not Yet Assigned
Filed:	April 27, 2001	Customer No.:	21559
Title:	Genomic Sequences for Protein Production and Delivery		

Assistant Commissioner for Patents  
Washington, D.C. 20231

STATEMENT UNDER 37 C.F.R. §§ 1.821-1.825

In reply to the Notice to File Missing Parts of Non-Provisional Application that was mailed in the above-captioned case on August 8, 2001, applicants submit a substitute copy of the computer-readable form of the Sequence Listing for this case. Applicants submit that the contents of the substitute copy are identical to the contents of the paper copy of the Sequence Listing that was filed in this case on April 27, 2001. Applicants also submit that the enclosed substitute copy of the computer-readable form of the Sequence Listing contains no new matter.

Although no charges are believed to be due, if there are any charges or any credits,  
please apply them to Deposit Account No. 03-2095.

Respectfully submitted,

Date: September 28, 2001 Susan M. Michaud  
Susan M. Michaud, Ph.D.  
Reg. No. 42,885

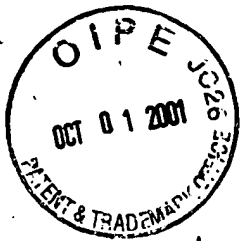
Clark & Elbing LLP  
176 Federal Street  
Boston, MA 02110  
Telephone: 617-428-0200  
Facsimile: 617-428-7045



21559

PATENT TRADEMARK OFFICE

50010.017003 Sequence Statement for resubmission of diskette.wpd



PATENT  
ATTORNEY DOCKET NO. 50010/017003

Certificate of Mailing: Date of Deposit: September 28, 2001

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as **first class mail** with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Susan M. Barry

Printed name of person mailing correspondence

*Susan M. Barry*

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Douglas A. Treco et al.	Art Unit:	1636
Serial No.:	09/845,020	Examiner:	Not Yet Assigned
Filed:	April 27, 2001	Customer No.:	21559
Title:	Genomic Sequences for Protein Production and Delivery		

Assistant Commissioner for Patents  
Washington, D.C. 20231

REPLY TO NOTICE TO FILE MISSING PARTS

In reply to the Notice to File Missing Parts of Application mailed August 8, 2001  
(a copy of which is enclosed), Applicant as a small entity submits herewith the following:

Payment of \$355.00 to complete the basic filing fee, as is set forth under  
37 C.F.R. § 1.16 (a).

Payment of the surcharge of \$65.00 for late filing of the basic filing fee.

If there are any charges or any credits, please apply them to Deposit Account

No. 03-2095.

Respectfully submitted,

Date: September 28, 2001

Susan M. Michaud  
Susan M. Michaud, Ph.D.  
Reg. No. 42,885

Clark & Elbing LLP  
176 Federal Street  
Boston, MA 02110  
Telephone: 617-428-0200  
Facsimile: 617-428-7045  
50010.017003 Reply to NTFMP 08.08.01.wpd



21559

PATENT TRADEMARK OFFICE

Sector / #



UNITED STATES PATENT AND TRADEMARK OFFICE

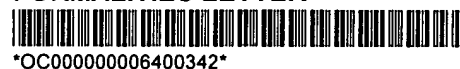
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/845,020	04/27/2001	Douglas A. Treco	50010/017003

21559  
CLARK & ELBING LLP  
176 FEDERAL STREET  
BOSTON, MA 02110-2214



CONFIRMATION NO. 1549  
FORMALITIES LETTER



\*OC000000006400342\*

Date Mailed: 08/08/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/03/2001 TBESHAH1 00000064 032095 09845020 FILED UNDER 37 CFR 1.53(b)

01 FC:201 370.00 DP  
02 FC:205 15.00 CH 50.00 DP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 420.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice MUST be returned with the reply.*

*HA*

---

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE